

Judge Franklin D. Burgess

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,)
Plaintiff,)
v.)
EDUARDO CRUZ-GARCIA,)
Defendant.)
)
NO. CR05-5416FDB
ORDER
GRANTING STIPULATED
MOTION TO CONTINUE
TRIAL DATE AND
PRETRIAL MOTIONS DATE

Upon the stipulation and motion of the parties to continue the trial and pretrial motions due date in the above-captioned case, and based upon the stipulated and agreed facts set forth in the parties' motion, which are hereby incorporated by reference, the Court finds that such a continuance would serve the ends of justice and outweigh the best interests of the public and the defendant in a speedy trial; therefore,

IT IS HEREBY ORDERED that the trial date be continued from August 1, 2005 to November 7, 2005. The period of delay resulting from this continuance from August 1, 2005 up to and including the new trial date of November 7, 2005, is hereby excluded for speedy trial purposes under 18 U.S.C. § 3161(h)(8)(A) and (B) for the purpose of computing the time limitations imposed by the Speedy Trial Act, 18 U.S.C. § 3161-3174.

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1 IT IS FURTHER ORDERED that the pretrial motions due date be extended to
2 September 6, 2005.

3 DONE this 28th day of June, 2005.
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6 /s/ Franklin D Burgess
7 HON. FRANKLIN D. BURGESS
8 UNITED STATES DISTRICT JUDGE

9 Presented by:
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11 s/Miriam Schwartz (per telephonic approval)
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